

Cardillo & Corbett  
Attorneys for Plaintiff  
WEST LINE SHIPPING CO., LTD.  
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James P. Rau (JR-7209)

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X  
WEST LINE SHIPPING CO., LTD., :  
 : ECF  
 : AFFIDAVIT PURSUANT  
 Plaintiff, : TO SUPPLEMENTAL  
 :  
 -against- : RULE B  
 : 08 Civ. 5605(LAK)  
 COSCO LOGISTICS (TIANJIN) CO., LTD., :  
 :  
 Defendant. :  
-----X

STATE OF NEW YORK )  
 ) ss.:  
COUNTY OF NEW YORK )

JAMES P. RAU, being duly sworn, deposes and  
says:

1. I am a member of the Bar of this Court and a  
member of the firm of Cardillo & Corbett, attorneys for the  
Plaintiff herein. I am familiar with the facts of this case  
and make this affidavit in support of Plaintiff's prayer for  
the issuance of a Writ of Maritime Attachment and Garnishment,  
pursuant to Rule B of the Supplemental Rules for Certain  
Admiralty and Maritime Claims of the Federal Rules of Civil  
Procedure.

2. I have attempted to locate the defendant, COSCO LOGISTICS (TIANJIN) CO., LTD., within this District. As part of my investigation to locate the Defendant within this District, I examined the telephone company information directory, as well as the white and yellow pages of New York listed on the Internet or World Wide Web, and did not find any listing for the Defendant.

3. The database of the office of the New York State Secretary of State was searched to determine if Defendant is qualified to do business in New York, without result.

4. On information and belief, Defendant was, and still is, a foreign corporation, or other business entity, organized under, and existing by virtue of the laws of a foreign country with an address at Floor 22, Ocean Shipping Plaza, Hebei District, Tianjin, China.

5. In consequence of these inquiries your deponent believes that the Defendant cannot be found within the Southern District of New York.

6. Upon information and belief, Defendant has, or will have during the pendency of this action, tangible and intangible property within the District in the hands of garnishees including, but not limited to, ABN Amro Bank NV, American Express Bank, Banco Popular, Bank Leumi, Bank of America, Bank of China, Bank of Communications Co. Ltd. New

York Branch, Bank of India, Bank of New York, Barclays Bank, BNP Paribas, Calyon, Citibank, Commerzbank, Deutsche Bank, HSBC (USA) Bank, J.P. Morgan Chase, Standard Chartered Bank, State Bank of India, Societe Generale, UBS AG and/or Wachovia Bank, in the form of accounts and/or fund transfers identified as follows:

- a) accounts in the name of COSCO LOGISTICS (TIANJIN) CO., LTD., or
- b) electronic funds transfers listing COSCO LOGISTICS (TIANJIN) CO., LTD., as a beneficiary of the funds transfer, or
- c) electronic funds transfers showing COSCO LOGISTICS (TIANJIN) CO., LTD. as the remitting party or ordering customer.

7. This is West Line Shipping Co., Ltd.'s first request for this relief.

WHEREFORE, WEST LINE SHIPPING CO., LTD. respectfully requests that the Court authorize the issuance of process in the form of a Writ of Maritime Attachment and Garnishment seeking attachment and garnishment of COSCO LOGISTICS (TIANJIN) CO., LTD.'s tangible and intangible property within this District.

  
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JAMES P. RAU

Sworn to before me this  
20<sup>th</sup> day of June, 2008

  
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NOTARY PUBLIC

**TULIO R. PRIETO**  
Notary Public, State of New York  
No. 02PR6070011  
Qualified in Richmond County  
Certificate Filed in New York County  
Commission Expires February 19, 2012